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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Confirmation No.: 1761

Andrew R. Weisenberger et al

Art Unit: 3744

S. N. 10/621,859

Examiner: C. W. Jiang

Filed: July 16, 2003

For: MOISTURE REDUCTION AND MOLD AND MOISTURE DAMAGE
PREVENTATIVE SYSTEM AND METHOD IN CONSTRUCTION

DECLARATION OF PRIOR INVENTION UNDER 37 CFR 1.131
ANDREW WEISENBERGER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, Andrew Weisenberger, am a co-inventor of the above-referenced application and make this declaration in support of showing prior invention of the subject matter prior to the September 2002 effective date of ASHRAE Journal.

Attached with this declaration is a copy of a document "Program of Preventative Drying", which was prepared by Robert Weisenberger and myself, setting forth the concepts and steps of the invention, including the use of plastic sheeting. The plastic sheeting is employed in sealing off of the space being dried.

The document was prepared by us in the United States, prior to the September 2002 effective date of the ASHRAE Journal.

Page 1 — DECLARATION UNDER 37 CFR 1.131
(U.S. Patent Appln. S.N. 10/621,859)
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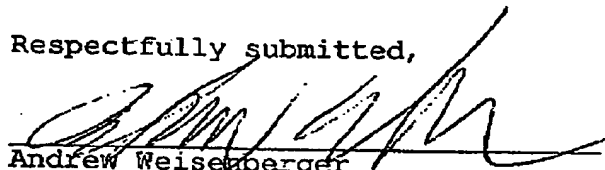
Appl. No. 10/621,859
Declaration under 37 CFR 1.131

The document includes confidential pricing data, which is redacted to maintain the confidentiality thereof.

The redacted date in the document is prior to the September 2002 effective date of the ASHRAE Journal.

I, Andrew Weisenberger, declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and I make this declaration being warned that willful false statements and the like are punishable by fine or imprisonment, or both (18 U.S.C.1001) and may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,


Andrew Weisenberger

1-23-06
Date